



PATENT

UNITED STATES PATENT AND TRADEMARK OFFICE
(Case No. MBHB02-763-B; 400/129)

IN THE APPLICATION OF:

McSwiggen, et al.

Serial No. 10/667,271

Filed: September 16, 2003

Title RNA Interference Mediated Inhibition
Of Hepatitis C VIRUS (HCV) Gene
Expression Using Short Interfering
Nucleic Acid (siNA)

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)
)
) Examiner: TBA
)
) Group Art Unit: 1632
)
) Confirmation No.: 8658
)
)
)

REQUEST FOR CORRECTED FILING RECEIPT

Mail Stop OIPE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Attention: Office of Initial Patent Examination's
Filing Receipts Corrections

1. Attached is a copy of the filing receipt received from the PTO in the above-referenced application for which issuance of a new corrected filing receipt is respectfully requested.
2. There is an error with respect to the following data, which is incorrectly entered.
Error in
Domestic Priority data as claimed by applicant:
This application is a CIP of 10/444,853 05/23/2003
and is a CIP of PCT/US03/05043 02/20/2003
and is a CIP of PCT/US02/09187 03/26/2002

and said PCT/US03/05043 02/20/2003
claims benefit of 60/401,104 08/05/2002
and claims benefit of 60/358,580 02/20/2002
and claims benefit of 60/363,124 03/11/2002
and claims benefit of 60/386,782 06/06/2002
and claims benefit of 60/406,784 08/29/2002
and claims benefit of 60/408,378 09/05/2002
and claims benefit of 60/409,293 09/09/2002
and claims benefit of 60/440,129 01/15/2003

Correct Data

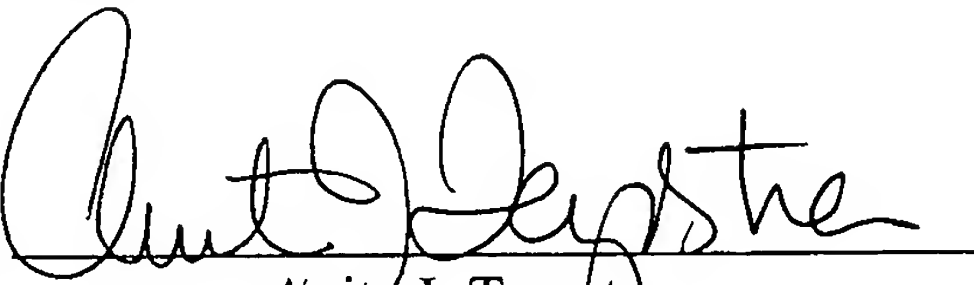
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3. The correction is not due to any error by applicant and no fee is due.

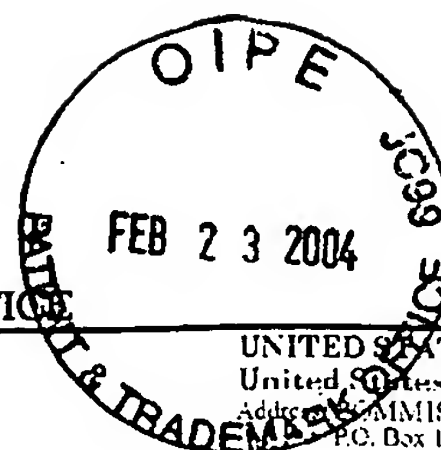
Respectfully submitted,
McDonnell, Boehnen, Hulbert & Berghoff

Date: February 18, 2004

By: 
Anita J. Terpstra
Registration No. 47,132



UNITED STATES PATENT AND TRADEMARK OFFICE



UNITED STATES DEPARTMENT OF COMMERCE
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APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/667,271	09/16/2003	1632	510	MBHB02-763-B (400/129)	24	35	2

CONFIRMATION NO. 8658

020306

MCDONNELL BOEHNEN HULBERT & BERGHOFF
300 SOUTH WACKER DRIVE
SUITE 3200
CHICAGO, IL 60606

FILING RECEIPT



OC000000011607252

Date Mailed: 01/02/2004

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

James McSwiggen, Boulder, CO;
Leonid Beigelman, Longmont, CO;
Dennis Macejak, Arvada, CO;

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Foreign Applications

UNITED STATES OF AMERICA PCT/US03/05043 02/20/2003
UNITED STATES OF AMERICA PCT/US02/09187 03/26/2002

If Required, Foreign Filing License Granted: 01/02/2004

Projected Publication Date: To Be Determined - pending completion of Missing Parts

Non-Publication Request: No

Early Publication Request: No

**** SMALL ENTITY ****

Title

RNA interference mediated inhibition of hepatitis C virus (HCV) gene expression using short interfering nucleic acid (siNA)

Preliminary Class

514

**LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15**

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

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Receipt



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Filing Receipts Corrections

Sir:

TRANSMITTAL LETTER

In regard to the above identified application:

1. We are transmitting herewith the attached:
 - a. Request for Corrected Filing Receipt
 - b. Copy of Filing Receipt
 - c. Return Receipt Postcard.
2. With respect to additional fees,
☒ It is believed no fee is due at this time.
3. GENERAL AUTHORIZATION: Please charge any additional fees or credit overpayment to Deposit Account No.13-2490. A duplicate copy of this sheet is enclosed.
4. CERTIFICATE OF MAILING UNDER 37 CFR § 1.8: The undersigned hereby certifies that this Transmittal Letter and the paper, as described in paragraph 1 hereinabove, are being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop OIPE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on February 18, 2004.

Date: February 18, 2004

By:

Anita J. Terpstra
Reg. No. 47,132